

FOR THE SOUTHERN DISTRICT OF NEW YORK

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SDNY PRO SE OFFICE

CIVIL NO. 1:00-CV-8383

2021 NOV 22 PM 2: 58

CRIMINAL NO. 93-CR-181 (PKC)

The request for counsel is denied
X The facts of M. Nasair's case

EL SAYYID NOSAIR,

CIVIL NO. 1:00-CV-8383

PETITIONER,

MOTION FOR APPOINTMENT

v

UNITED STATES OF AMERICA,

OF COUNSEL

RESPONDENT.

are straightforward, and he
has done a good job of setting

X them out

The Government may

TO THE HONORABLE JUDGE OF THIS COURT: RESPONDENT NO LATER THAN
January 7; M. Nasair

COMES NOW, THE PETITIONER EL SAYYID NOSAIR, PRO SE, AND RESPECTFULLY

MOVES THIS COURT FOR AN ORDER APPOINTING COUNSEL TO REPRESENT HIM IN

THIS CASE. IN SUPPORT OF THIS MOTION, PETITIONER STATES:

May reply no later than

1. PETITIONER IS UNABLE TO AFFORD COUNSEL. ~~January 28, 2022.~~
November 23, 2021 ~~SO ORDERED~~ *J. Prey*2. PETITIONER'S IMPRISONMENT IS GREATLY LIMITING HIS ABILITY TO INVESTIGATE:
A. USP BIG SANDY IS STILL UNDER MODIFIED OPERATIONS UNDER STATE, JUDGE
B. ALSO, BESIDE THE LIMITED LEGAL RESOURCES AT USP BIG SANDY, THIS
MODIFIED OPERATIONS STATUS IS LIMITING PETITIONER GREATLY FROM
DOING HIS LEGAL RESEARCH AND WORK;C. WHILE THE RESPONDENT (THE GOVERNMENT) ALREADY HAD FILED ITS
'OPPOSITION...' IN COURT ON NOVEMBER 5, 2021, PETITIONER JUST
RECEIVED ITS COPY ON NOVEMBER 15, 2021 (TEN DAYS LATER), WHICH
PUTS PETITIONER IN A VERY SHORT TIME FOR RESPONDING TO THE GOVERN-
MENT. ALSO, PETITIONER DID NOT RECEIVE UNTIL TODAY FROM THE COURT'S CLERK
OFFICE A COPY OF THE COURT'S ORDER DATED OCTOBER 6, 2021.¹3. PETITIONER DOES NOT HAVE FULL COPIES OF THE TRIAL TRANSCRIPTS,
NOR COPIES OF HIS APPEAL, NOR FULL COPIES OF HIS INDICTMENT AND
THE SENTENCE AS WELL AS THE "PSR", THE PRESENTENCE INVESTIGATION REPORT,
IN ORDER TO RESPOND TO THE GOVERNMENT'S OPPOSITION;

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④ I JUST LEARNED ABOUT IT AFTER READING THE GOVERNMENT'S "OPPOSITION..." RESPONSE!

4. IN THIS DISTRICT COURT, IN UNITED STATES OF AMERICA v. ANDREW RAMSAY, 2021 U.S. DIST. LEXIS 89741, 96-CR-1098 (JSR), MAY 11, 2021, FILED. RAMSAY WAS CONVICTED OF MURDER IN AID OF RACKETEERING, AND THE COURT IMPOSED THE SENTENCE OF LIFE IMPRISONMENT. IN THIS COURT, RAMSAY FILED A MOTION FOR SENTENCE REDUCTION, FOR COMPASSIONATE RELEASE UNDER EXTRAORDINARY AND COMPELLING REASONS, 18 U.S.C. § 3553(a)(1), AND HIS MOTION WAS GRANTED BY JUDGE JED S. RAKOFF, U.S.D.J., ON MAY 11, 2021.

PETITIONER HERE WAS ALSO SENTENCED, SIMILAR TO RAMSAY, TO LIFE IMPRISONMENT, FOR MURDER IN AID OF RACKETEERING. PETITIONER, RESPECTFULLY, REQUEST HIM GRANT TO APPOINT OF COUNSEL SO HE CAN FAIRLY RESPOND TO THE GOVERNMENT, AND BECAUSE HE HAD NINE LONG MONTHS TRIAL, DURING 1995, WHICH ^{IS 11TH} THE GOVERNMENT'S RESPONSE IS MIXING PETITIONER'S CONVICTION WITH HIS CO-DEFENDANT'S. PETITIONER, RESPECTFULLY, REQUESTS THAT THIS COURT APPOINTS HIS TRIAL LAWYER ANDREW PATEL, WHO HAS FAMILIARITY IN THE CASE, THAT WILL SAVE LOTS OF MONEY AND TIME ON THE COURT'S PART. FOR THE CASE WAS LONG AND COMPLEX, AND PATEL IS FAMILIAR WITH THE CASE;

WHEREFORE, PETITIONER, RESPECTFULLY, REQUESTS, THAT THE COURT GRANTS HIS MOTION, AND APPOINT MR. PATEL AS COUNSEL. RESPECTFULLY SUBMITTED,
DATE: 11-16-2021

Nosaier

EL SAYYID NOSAIR, PRO SE,
REG. # 35074-054
USP BIG SANDY, P.O.BOX 2068
INEZ, KY. 41224

DECLARATION:

I, EL SAYYID NOSAIR, PRO SE, HEREBY DECLARES UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Date: 11-16-2021

Signature / Nosaier
EL SAYYID NOSAIR

DECLARATION OF SERVICE

I, EL SAYYID NOSAIR, PRO SE, Reg. # 35074-054, at USP Big Sandy, P.O. Box 2068, Inez, KY 41224, declare under penalty of perjury that on 11-16-2021, I mailed out, with paid USPS First Class stamps, by placing 'Motion for Appointment of Counsel' copies, in the internal mailing system provided to inmates at USP Big Sandy to the following name and address:

Mr. DAMIAN WILLIAMS, US Attorney
by: Michael Lockard, AUSA
US Attorney's Office, SDNY

One Saint Andrew Plaza,
New York, N.Y. 10007

Executed: 11-16-2021

Respectfully Submitted
Nosair

EL SAYYID NOSAIR, PRO SE
Reg. # 35074-054
USP Big Sandy
PO Box 2068
Inez, KY 41224

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT A TRUE AND CORRECT COPY OF 'MOTION
FOR APPOINTMENT OF COUNSEL' WAS SERVED UPON THE CLERK
OF THE COURT ON THIS NOVEMBER 16, 2021, BY PLACING ~~AT~~
SAID SAME IN THE INTERNAL MAILING SYSTEM PROVIDED TO
INMATES AT U.S.P. BIG SANDY, PROPER POSTAGE ATTACHED
THERETO.

DATE: 11-16-2021

Respectfully Submitted

Nosaik

BY CERTIFIED LEGAL USPS MAIL:

TRACKING # 701710700001875442B2

EL SAYYID NOSAIR, PRO SE
Req. # 35074-054
U.S.P. Big Sandy,
P.O. Box 2068
Towanda, KY 41224

Date: 11-16-2021

To: Clerk of the Court, Pro Se Office
US District Court for the
Southern District of New York
500 Pearl Street
New York, NY 10007-1312

From: El Sayyid Nosair, Reg. # 35074-054
USP Big Sandy, PO Box 2068, Mcc, KY 41224

Re: Motion For Appointment of Counsel

Dear Sir / Madam,

Greetings. Enclosed is a copy of 'Motion For Appointment of Counsel'. Also, enclosed copies of 'Certificate of Service' and 'Declaration of Service'. Thanks.

Respectfully,
Nosair

El Sayyid Nosair

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CORRECTION
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11/22/2021

UNITED STATES PENITENTIARY BIG SANDY
P.O. BOX 2067, INEZ, KY 41224

The enclosed letter was processed through
special mailing procedures for forwarding to you.
If the writer raises a question over jurisdiction
of this facility, you may wish to return for
clarification. If writer encloses correspondence to
another addressee, please return. DATE: